



February 25, 2005

HOUSE BILL No. 1696

DIGEST OF HB 1696 (Updated February 17, 2005 11:01 am - DI 51)

Citations Affected: Noncode.

Synopsis: Mental health special needs adoption waiver. Requires the office of Medicaid policy and planning to apply for a Medicaid waiver allowing the office to disregard parental income and provide coverage for mental health services to a special needs adopted child who is less than 19 years of age.

Effective: July 1, 2005.

Behning, Becker, Budak

January 19, 2005, read first time and referred to Committee on Family, Children and Human Affairs.

February 8, 2005, reported — Do Pass; referred to Committee on Ways and Means pursuant to Rule 127.

February 24, 2005, reported — Do Pass.

C
o
p
y

HB 1696—LS 7602/DI 104+



February 25, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1696

A BILL FOR AN ACT concerning Medicaid.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. [EFFECTIVE JULY 1, 2005] (a) As used in this
2 SECTION, "office" refers to the office of Medicaid policy and
3 planning established by IC 12-8-6-1.

4 (b) As used in this SECTION, "special needs adopted child"
5 means a child who:

6 (1) has been adopted by an individual; and

7 (2) has been diagnosed with a mental illness, including an
8 emotional or behavioral condition, by a psychologist licensed
9 under IC 25-33 or a psychiatrist licensed under IC 25-22.5.

10 (c) As used in this SECTION, "waiver" refers to a Medicaid
11 waiver under:

12 (1) section 1115; or

13 (2) section 1915(c);

14 of the federal Social Security Act.

15 (d) Before September 1, 2005, the office shall apply to the United
16 States Department of Health and Human Services for a waiver to
17 allow the office to disregard parental income and provide coverage
18 of mental health services for a special needs adopted child who is

HB 1696—LS 7602/DI 104+



C
o
p
y

1 less than nineteen (19) years of age.

2 (e) The office may not implement the waiver until the office files
3 an affidavit with the governor attesting that the federal waiver
4 applied for under this SECTION is in effect. The office shall file the
5 affidavit under this subsection not later than five (5) days after the
6 office is notified that the waiver is approved.

7 (f) If the office receives a waiver applied for under subsection
8 (d) and the governor receives the affidavit filed under subsection
9 (e), the office shall implement the waiver not more than sixty (60)
10 days after the governor receives the affidavit.

11 (g) The office may adopt rules under IC 4-22-2 necessary to
12 implement this SECTION.

13 (h) This SECTION expires December 31, 2012.

C
o
p
y



COMMITTEE REPORT

Mr. Speaker: Your Committee on Family, Children and Human Affairs, to which was referred House Bill 1696, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

BUDAK, Chair

Committee Vote: yeas 12, nays 0.

**C
o
p
y**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1696, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

ESPICH, Chair

Committee Vote: yeas 21, nays 0.

**C
o
p
y**

HB 1696—LS 7602/DI 104+

